KELLEY DRYE & WARREN LLP

A LIMITED LIZBILLE ZAR KERSHIP

DOCKET FILE COPY ORIGINAL

TYSONS CORNER 8000 TOWERS CRESCENT DRIVE SUITE 1200 VIENNA, VIRGINIA 22182

(703) 918 2300

FACSIMILE (703) 918-2450 www.kelleydrye.com

DIRECT LINE (703) 918 2317 EMAIL (price@kellcydrye.com

August 19, 2003

RECEIVED

AUG 1 9 2003

FEDERAL COMMUNICATIONS COMMISSION OFFICE OF THE SECRETARY

BY HAND DELIVERY

NEW YORK NI

WASH NG ON DC

CH CAGO IL

PARTORD OF

'RUSSELS RELGIUM

HONG KONG

FANGA OF THAILAND

JANAR SINDONESIA

MUNBAL INDIA

ONYO JAPAN

Marlene H. Dortch Secretary Federal Communications Commission Office of the Secretary • e Vistronix, Inc 236 Massachusetts Avenue, N.F. Suite 110 Washington, D.C. 20002

Re NOS Communications, Inc., Affinity Network Incorporated and NOSVA Limited Partnership EB Docket No. 03-96; File No. EB-02-TC-119

Dear Ms Dortch:

Enclosed are pleadings in the above-referenced matter. Each was filed with the Secretary's Office, but due to the fact that each was filed in an envelope addressed to the Judge's chambers, each received a Bureau stamp and were not filed with your office as part of the record of the above-referenced manner

Please, therefore, accept the following copies for filing

- Joint Objections and Responses to Enforcement Bureau's Second Request for Production of Documents, originally filed July 29, 2003,
- Joint Request for Issuance of Subpoena and Notice of Deposition, originally filed July 23, 2003,
- Objections and Responses to Enforcement Bureau's Request For Admission of Facts and Genuineness of Documents, originally filed July 11, 2003,



KELLEY DRYE & WARREN LLP

Marlene H Dortch August 19, 2003 Page Two

- Affinity Network Incorporated's Objections and Responses to Enforcement Bureau's First Interrogatories, filed July 1, 2003,
- NOSVA Limited Partnership's Objections and Responses to Enforcement Bureau's First Interrogatories, originally filed July 1, 2003,
- Joint Motion for Confidential Treatment of Objections and Responses to Enforcement Bureau's First Set of Interrogatories, originally filed July 1, 2003, and
- Joint Motion for Extension of Time to Respond to the Enforcement Bureau's First Set of Interrogatories, originally filed June 20, 2003.

Please also date stamp a copy of these materials filed today and return the stamped copy to the messenger

Please contact the undersigned should you have any questions

Very truly yours,

V Joseph Price

WJP nlb Enclosures

Before the FEDERAL COMMUNICATIONS COMMISSION Washington, D.C. 20554

TECEIVED	-	FCC
----------	---	-----

 D_{r}

		_	JUN 2 0 2003	
In the Matter of)	FR Docket No. 03-96	Communication Commission Bureau / Office	
NOS Communications, Inc. Affinity Network Incorporated and)	File No. EB-02-TC-119	REČEIVED	
NOSVA Limited Partnership)	NAL/Acct. No. 200332170	003 JUG 1 9 2003	
Order to Show Cause and Notice of Opportunity for Hearing))	FRN: 0004942538	FEDERAL COMMUNICATIONS COMMISSION OFFICE OF THE SECRETARY	

To: Honorable Arthur I. Steinberg Administrative Law Judge

JOINT MOTION FOR EXTENSION OF TIME TO RESPOND TO THE ENFORCEMENT BUREAU'S FIRST SET OF INTERROGATORIES

Affinity Network Incorporated, NOSVA Limited Partnership and NOS Communications, Inc. (collectively, "Movants" or "Companies"), by their attorneys and pursuant to the Commission's rule sections 1.46 and 1.205, 47 C.F.R. §§ 1.46 and 1.205, jointly move for a brief extension of seven (7) additional days to July 1, 2003, in which to respond to the Enforcement Bureau's "First Set of Interrogatories" ("Interrogatories"). Movants have contacted counsel of the Enforcement Bureau and received their consent for the requested extension. In support, the following is shown:

On June 10, 2003, the Enforcement Bureau ("Bureau") served a set of Interrogatories upon each of the Movants. The Bureau's Interrogatories request a great deal of information, requiring substantial review of corporate, personnel, and marketing records. Although Movants have made a good faith effort to timely respond, have found that the Interrogatories require substantial time consuming consultation and coordination of various records and employees. In addition, while Movants anticipate providing personnel information requested by the Bureau, it

must do so in a manner consistent with state employment laws in which the employee was employed. The Companies have not yet identified whether, for example, individually identifiable employee information must be produced along with a request for confidentiality or in some other manner.

Movants believe that this short extension will better enable it to provide more complete and accurate responses than it otherwise would be able to do. Movants do not believe that, if granted, the extension will in any manner interfere with the scheduled close of discovery.

For the foregoing reasons, Movants should be granted this brief extension of seven (7) additional days to respond to the Bureau's First Set of Interrogatories. By our calculation, that response date would be July 1, 2003.

Respectfully submitted,

Counsel for

Affinity Network, Inc. NOSVA Limited Partnership

and

the Principals of NOS Communications, Inc. Affinity Network, Inc., and NOSVA Limited Partnership

By Danny E. Adams
Philip V. Permut*
W. Joseph Price

M. Nicole Oden**

KELLEY DRYE & WARREN LLP

Tysons Corner

8000 Towers Crescent Drive

Suite 1200

Vienna, VA 22182

(703) 918-2300 (voice)

(703) 918-2450 (facsimile)

Counsel for

NOS Communications, Inc.

By Russell D. Lukas

George L. Lyon, Jr.

LUKAS, NÁCE, GUTIERREZ & SACHS,

CHARTERED

1111 19th Street, NW, Suite 1200

Lutas

Washington, DC 20036

(202) 857-3500 (voice)

(202) 828-8424 (facsimile)

June 20, 2003

^{*} Licensed in the District of Columbia.

^{**} Licensed in Maryland and the District of Columbia.

CERTIFICATE OF SERVICE

I, Nancy Lee Boudrot, do hereby certify that on this 20th day of June, 2003, a copy of the foregoing "Joint Motion for Extension of Time to Respond to the Enforcement Bureau's First Set of Interrogatories" was sent by first class United States Mail (except where noted) to the parties listed below.

Honorable Arthur I Steinberg
Administrative Law Judge
Federal Communications Commission
Washington, D.C 20554
(By Hand Delivery and by facsimile (202) 418-0195)

Gary Schonman
Enforcement Bureau
Investigations & Hearings Division
Federal Communications Commission
445 12th Street S.W.
Washington, D.C. 20554

Hillary DeNigro
Enforcement Bureau
Investigations & Hearings Division
Federal Communications Commission
445 12th Street S.W.
Washington, D.C. 20554
(Also by facsimile (202) 418-2080)

Russell D. Lukas George L. Lyon, Jr Lukas, Nace, Gutierrez & Sachs, Chartered 1111 19th Street, NW, Suite 1200 Washington, D.C. 20036

Nancy Lee Boudrot